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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: 28384/38187

CONTINUING APPLICATION TRANSMITTAL UNDER 37 CFR 1.53(b)

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

This is a request under 37 CFR 1.53 for filing a


- ☐ continuation application.  
☒ divisional application.

1. Particulars of Prior Application

Application Serial No: 09/640,737  
Filed on: August 17, 2000  
Title: Novel Tools for the Diagnosis and treatment of  
Alzheimer's Disease  
Art Unit: 1645  
Examiner: P. Duffy  
Prior Docket No.: 28384/36668

CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this Continuing Application Transmittal Under 37 CFR 1.53(b) and the documents referred to as enclosed therewith are being deposited with the United States Postal Service on **February 4, 2002**, in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service under Mailing Label No. EL657825050US.

  
Richard Zimmermann

2. This request is filed by:

1. Full Name of Inventor	Family Name Mandelkow	First Given Name Eva-Marie	Second Given Name
Residence & Citizenship	City Hamburg	State or Foreign Country Germany	Country of Citizenship German
Post Office Address	Post Office Address Baron-Voght-Str. 212a, 22607	City Hamburg	State & Zip Code/Country Germany
2. Full Name of Inventor	Family Name Mandelkow	First Given Name Eckhard	Second Given Name
Residence & Citizenship	City Hamburg	State or Foreign Country Germany	Country of Citizenship Germany
Post Office Address	Post Office Address Baron-Voght-Str. 212a, 22607	City Hamburg	State & Zip Code/Country Germany
3. Full Name of Inventor	Family Name Lichtenberg-Kraag	First Given Name Birgit	Second Given Name
Residence & Citizenship	City Bärenklau	State or Foreign Country Germany	Country of Citizenship German
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4. Full Name of Inventor	Family Name Biernat	First Given Name Jacek	Second Given Name
Residence & Citizenship	City Hamburg	State or Foreign Country Germany	Country of Citizenship Polish
Post Office Address	Post Office Address Zeughausstr. 12, 20459	City Hamburg	State & Zip Code/Country Germany

5. Full Name of Inventor	Family Name Drewes	First Given Name Gerard	Second Given Name
Residence & Citizenship	City Hamburg	State or Foreign Country Germany	Country of Citizenship Dutch
Post Office Address	Post Office Address Rellinger Str. 53, 20257	City Hamburg	State & Zip Code/Country Germany

6. Full Name of Inventor	Family Name Steiner	First Given Name Barbara	Second Given Name
Residence & Citizenship	City Ludwigshafen	State or Foreign Country Germany	Country of Citizenship German
Post Office Address	Post Office Address Mundenheimer Str. 158, 67061	City Ludwigshafen	State & Zip Code/Country Germany

- ☐ This application is being filed by less than all the inventors named in the prior application. An accompanying statement requests deletion of the name(s) of the person(s) who are not inventors of the invention being claimed in this application.

### 3. Amendments

- ☒ Amend the specification by inserting before the first line the sentence:  
--This is a **Divisional** of U.S. application Serial No. 09/640,737, filed August 17, 2000.--
- ☐ Cancel claims \_\_\_\_\_ in the prior application before calculating the filing fee.
- ☐ A Preliminary Amendment is enclosed.
- ☒ The filing fee is based upon entry of the foregoing amendment(s) (if any).

### 4. Copy of Prior Application

The enclosed is a copy of the prior complete application, including the specification (with claims), drawings, the oath or declaration, and any amendments referred to in the oath or declaration filed to complete the prior application.

### 5. Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under paragraph 4, above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

6. **Priority**

- ☒ Priority of application No. DE 91 12 0974.0, filed on December 6, 1991 in Germany is claimed under 35 USC 119.
- ☒ Priority of application No. DE 92 11 95 51.7, filed on November 16, 1992 in Germany is claimed under 35 USC 119.
- ☒ Priority of application No. PCT/EP92/02829, filed on December 7, 1991 in the European Patent Office as PCT Receiving Office, is claimed under 35 USC 119.
- ☐ The certified copy(ies) was(were) filed in prior U.S. application Serial No. \_\_\_\_\_.
- ☒ The certified copy(ies) has(have) not been filed.

7. **Assignment**

- ☒ The prior application is assigned of record to Max-Planck-Gesellschaft Zur Forderung Der Wissenschaften, E.V., and has been recorded at Reel No. 8208, Frame No. 0015.

8. **Small Entity Status**

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ A small entity statement is(are) attached.

9. **Application to Be Published**

- ☒ Yes.
- ☐ No. A Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(i) is attached.

10. **Fee Calculation**

CLAIMS AS FILED - INCLUDING PRELIMINARY AMENDMENT (IF ANY)						
			SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$370.00		\$740.00
TOTAL	16-20	= 0	X 9 =	\$	X 18 =	\$0.00
INDEP.	2 - 3	= 0	X 42 =	\$	X 84 =	\$0.00
<input checked="" type="checkbox"/> First Presentation of Multiple Dependent Claim			+ 140 =	\$	+ 280 =	\$280.00
Filing Fee:				\$	OR	\$1,020.00

11. Method of Payment of Fees

- ☒ Attached is a check in the amount of: \$1,020.00
- ☐ Charge Deposit Account No. 13-2855 in the amount of: \$ \_\_\_\_\_  
A copy of this Transmittal is enclosed.

12. Deposit Account and Refund Authorization

The Commissioner is hereby authorized to charge any deficiency in the amount enclosed or any additional fees which may be required during the pendency of this application under 37 CFR 1.16 or 37 CFR 1.17 to Deposit Account No. 13-2855. A copy of this Transmittal is enclosed.

Please refund any overpayment to Marshall, Gerstein & Borun at the address below.

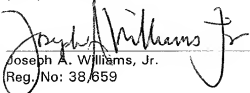
13. Correspondence Address

Customer No.: 04743

Respectfully submitted,

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By:

  
\_\_\_\_\_  
Joseph A. Williams, Jr.  
Reg. No: 38,659

February 4, 2002